

**IDAHO BOARD OF MASSAGE THERAPY**  
**Bureau of Occupational Licenses**  
700 West State Street, P.O. Box 83720  
Boise, ID 83720-0063

**Board Meeting Minutes of 5/19/2014**

**BOARD MEMBERS PRESENT:** Gayla Nickel - Chair  
Paul J Weston  
Gail L. King  
Linda A Chatburn

**BOARD MEMBERS ABSENT:** Lone C Springer

**BUREAU STAFF:** Tana Cory, Bureau Chief  
Dawn Hall, Administrative Support Manager  
Lori Peel, Investigative Unit Manager  
Maurie Ellsworth, Legal Counsel  
Roger Hales, Naylor and Hales  
Cherie Simpson, Management Assistant  
April Haynes, Technical Records Specialist I

**OTHERS PRESENT:** Cecilia Escobedo, Massage Envy  
Russ Freestone, Relief at Last  
Joe Filicetti, Counsel for Russ Freestone

The meeting was called to order at 8:05 AM MDT by Gayla Nickel.

**APPROVAL OF MINUTES**

Ms. Chatburn made a motion to approve the minutes of 3/17/2014, 3/19/2014 and 3/27/2014. It was seconded by Ms. King. Motion carried.

**FINANCIAL REPORT**

Ms. Hall gave the financial report, which indicated that the Board has a cash balance of \$90,597.71 as of 4/30/2014.

**INVESTIGATIVE REPORT**

Ms. Peel gave the investigative report, which is linked above.

## **FOR BOARD DETERMINATION**

Ms. Chatburn made a motion to approve the Bureau's recommendation and authorize closure in cases I-MAS-2014-8, I-MAS-2014-10, I-MAS-2014-11 and I-MAS-2014-12 with warning letters. It was seconded by Ms. King. Motion carried. Ms. Nickel recused herself from all discussion and voting on case I-MAS-2014-8.

## **OLD BUSINESS**

The Board discussed a letter from Judith Silcock regarding the continuing education provider application form. The Board discussed a revised continuing education application form. Mr. Weston made a motion to approve the revised continuing education application form and post it to the Board's website. It was seconded by Ms. King. Motion carried

Mr. Hales discussed potential law and rule changes with the Board.

The Board requested that the Bureau invite the American Massage Therapy Association to the next Board meeting to bring feedback for the proposed rules changes that were discussed in previous meetings.

The Board and Mr. Hales discussed the concept of a temporary license or exemption related to assisting out of state athletes in Idaho at sporting events based on an inquiry the Board received about a biking event. The Board directed Mr. Hales to prepare a proposal for the Board's June meeting to address the issue and requested he present the changes at the next scheduled meeting on June 30, 2014.

The Board reviewed correspondence from Jim Moore regarding licensure for massage therapists traveling with teams during a bicycle tour in Idaho. The Board instructed Ms. Haynes to reply that as previously stated this is not allowed under the current provisions of Idaho Code 54-4005(1). However, the Board is studying the issue.

The Board had a discussion regarding therapeutic exercise. Ms. King made a motion to add the definition of therapeutic exercise to the Board's frequently asked questions. It was seconded by Mr. Weston. Motion carried.

## **NEW BUSINESS**

The Board reviewed correspondence from Mr. Freestone regarding an exemption for Schulman Therapy. The Board recommended that he consult his own legal counsel to review the specifics of Schulman Therapy as practiced by him to determine whether or not it fits within the legal definition of the practice of massage therapy in Idaho and refer him to Idaho Code 54-4002 (7).

The Board reviewed correspondence from Susan Beck regarding lesson plans and assignments for the state law and rules. The Board determined that it is not the role of the Board to disseminate such materials to other schools. However, the Board wanted to thank her for her generosity and compliment her on creating an activity in which her students will benefit.

The Board reviewed correspondence from Shane Humphreys regarding qualifications for anatomy and physiology instructors. The Board instructed Ms. Haynes to reply that the Board does not regulate schools. This question should be directed to the Board of Education.

The Board reviewed correspondence from Nancy Rodrigues regarding Idaho State Regulations; the question was "What are the educational and experience requirements for instructors of Anatomy and Physiology for massage schools in the state of Idaho?" The Board responded that it does not regulate schools. This question should be directed to the Board of Education.

"Would it be possible to add more Board meetings to address all of the students and the many others that will be applying at the last minute through the grandfather application?" The Board responded that the Board consists of people who live in all corners of the state. The Board has to take into consideration work schedules and travel expenses, especially since Board members are volunteers. The Board must follow the state's open meeting law. The Board does try to meet regularly to process applications in as timely a manner as possible. Any grandfather application post marked by June 30, 2014 will be processed under the grandfather law.

"Can students receive tips?" According to Idaho Code 54-4003 (c) students are not allowed to accept tips.

The Board discussed correspondence from Nancy Bigham regarding continuing education for temporomandibular joint dysfunction. The question was asked if special licensing for cavity massage is passed, will there be continuing education for TMJD treatments? The Board responded that any course may be submitted to the Board for review and the application for the continuing education provider can be found on the Board's website. The rules regarding licensee course approval can be found under Rule 501(5).

The Board reviewed correspondence from Heather Case about a question regarding cupping. The Board determined that cupping does not fall under the scope of practice for massage therapy.

The Board reviewed correspondence from Judith Silcock regarding continuing education. The question was asked by a number of massage therapists that recently took a continuing education course at the American Massage Therapy Association, whether the hours taken in 2014 can be applied to their 2015 license

renewal including ethics. The Board responded that Rules 500(01) and (04) state that:

All licensees must comply with the following continuing education requirements:

01. Requirement. Beginning with the second renewal of their license, a licensee shall be required to complete a minimum of six (6) hours of continuing education (which shall include 1.0 hour in ethics) within the preceding twelve (12) months that meet the requirements in Sections 501, 502 and 503 of these rules.

04. Carryover of Continuing Education Hours. Continuing education hours not claimed in the current renewal year may be claimed in the next renewal year. A maximum of six (6) hours may be carried forward from the immediately preceding year, and may not be carried forward more than one renewal year.

The Board had a discussion regarding renewing membership with the Federation of State Massage Therapy Boards. Ms. Chatburn made a motion to renew with FSMTB. It was seconded by Ms. King. Motion carried.

The Board had a discussion regarding the Massage & Bodywork Licensing Examination. The Board determined that it would be beneficial to send a member of the Board to the MBLEx Development Review meeting. Ms. Chatburn made a motion to approve expenditure for two Board members to go to the MBLEx Development Review meeting. It was seconded by Ms. King. Motion carried.

Discussion was made on the proposed model practice act. The Board determined that it was up to the Board members to make comments regarding this subject on the FSMTB website.

## **CE COURSES**

Ms. King made a motion to approve the following Continuing Education Provider applications:

AUTH METHOD  
FOREARM MASSAGE

It was seconded by Ms. Chatburn. Motion carried.

Ms. Chatburn made a motion to table the following CEU applications:

BOISE PAIN MANAGEMENT  
THE SCOTAR PELVIS  
SCOTAR SHOULDER  
SCOTAR CERVICAL

OPAL MORTENSEN  
CORE UNWINDING WITH TRIGGER POINTS UPPER BODY

JUMOZY  
FULL BODY STONE MASSAGE

STEADYTIDE.COM  
LEARN TO MAKE BUSINESS CARDS CONVERT:3 THINGS ALL  
NEED BUT MOST DO NOT

WORLD MASSAGE FESTIVAL

It was seconded by Mr. Weston. Motion carried.

### **EXECUTIVE SESSION**

Ms. Chatburn made a motion that the Board go into executive session under Idaho Code § 67-2345(1)(d) to consider records that are exempt from disclosure under the Idaho Public Records Law. The purpose of the Executive Session was to consider license application materials. It was seconded by Ms. King. The vote was: Ms. King, aye; Ms. Chatburn, aye; Ms. Nickel, aye; and Mr. Weston, aye. Motion carried.

Ms. King made a motion to come out of executive session. It was seconded by Mr. Weston. The vote was: Ms. Nickel, aye; Mr. Weston, aye; Ms. King, aye; and Ms. Chatburn, aye. Motion carried.

### **APPLICATIONS**

Ms. King made a motion to deny the following application based on a lack of massage training hours pursuant to Idaho Code 54-4012 (1) and pursuant to Idaho Code 54-4013 (1) & (10) for issues raised in the application.

KLASSEN J HAROLD	901045009
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It was seconded by Mr. Weston. Motion carried.

Mr. Weston made a motion to approve the following application for licensure. Ms. King Recused herself from all discussion and voting:

ANGUIANO RAMIREZ JUAN JESUS	MASG-2154
EVANS-OVERHOLSER HAZEL Z	MASG-2088
RAMIREZ AMILIA B	MASG-2153

It was seconded by Ms. Chatburn. Motion carried.

Ms. King made a motion to approve the following applications once additional information is received:

901133350  
901133383  
901133102  
901133127  
901133269  
901132173  
901133349

It was seconded by Ms. Chatburn. Motion carried.

Mr. King made a motion to approve the following applications once additional information is received and reviewed by the Board Chair:

901133384  
901133214  
901133392  
901133334  
901133122

It was seconded by Mr. Weston. Motion carried.

Mr. Weston made a motion to approve the following applications once additional information is received and reviewed by the Board Chair:

901133098  
901133058  
901133405  
901128207

It was seconded by Ms. King. Motion carried.

Mr. Weston made a motion to table the following applications until additional information has been submitted for the Board to review:

901044203  
901133216  
901133193

It was seconded by Ms. King. Motion carried.

Ms. Chatburn made a motion to approve the following for licensure:

ALKER REBECCA DAWN	MASG-2044
BROWN ANGELA	MASG-2145
GAGE AMY F	MASG-2006
KIM SOO M	MASG-1997
KIM SOON HEE	MASG-2057
MEREDITH LESLIE MICHELLE	MASG-2098
QUINN GABRIELLE	MASG-2129

It was seconded by Ms. King. Motion carried.

Mr. Weston made a motion to approve the following for licensure:

ABBOTT CHERYL LI	MASG-2100
BEEHNER HEATHER JEAN	MAS-2071
BIRCH SAMANTHA	MASG-2146
BORLAND KIMBERLY DAWN	MASG-2076
BORST RACHEL	MASG-2059
BURSTEIN VANESSA VALERIE	MASG-2102
CAMPBELL CASSIDY LISH	MASG-2133
CARLOS YAVANNA	MASG-2074
CHRISTOPHER LEE HARTMANN	MASG-2069
DICKE LYNN	MASG-2078
EDWARDS PAKALA D	MASG-2147
ELLIS AMBER CHEYENNE	MASG-2028
ENLOW CARLIN RENE	MASG-2097
ERVIN DESIREE E	MASG-2093
FULLER SAMANTHA	MASG-2149
GELARDI DAVINA D	MASG-2103
HAMPTON MARY LYN	MAS-2067
HEINEMANN LESLIE MORTON	MASG-2056
HUMPHRY COURTNEY LYNN	MASG-1984
INSKEEP BRIANA	MASG-2075
JACKSON KATHY JEAN	MASG-2105
JAFEK STEPHANIE	MASG-2024
JARVIS MEAGAN ALEXANDRA	MAS-2150
JOHNSON KYLE ROBERT	MASG-2143
JONES AUBREY ANN	MASG-2135
JONES REBECCA	MASG-2136
KNEBEL AUSTIN C	MASG-2151
KNELLER TYLER R	MASG-2051
LANDIS SARA	MASG-2124
LARSEN RACHEL LYNN	MAS-1979
LI SHUNLAN	MASG-2058
LIZOTTE AMY ELIZABETH	MAS-1893
MAHLER ADELAIDA REA	MASG-2050
MATTINGLY KIMBERLY ANNE	MASG-2091

MCDUGALL JUDITH FRITZ	MASG-2066
METZGER VALERIE K	MASG-2063
MILLER AJA MARIE	MASG-2079
MOORE KIMBERLY ANN	MASG-2139
MORGAN MATTHEW KERRU	MASG-2134
NEFF BRIN MCKAYLE	MASG-2148
NICKEL SELENA	MASG-2155
ORION CELUSTA	MASG-2087
OVERSTREET SHERILYN S	MASG-2080
PALAFOX CHRISTOPHER MURILLO	MASG-2034
PARKER TRACEY CAROL	MASG-2128
POWERS VICKIE LYNN	MASG-2048
RAYMOND HOLLY	MASG-2060
REYNOLDS CASSIDY DANIELLE	MASG-2152
SAGASTA SHANNON MARIE	MASG-2122
SANCHEZ ADRIAN	MASG-2123
SANFORD ERICA	MASG-2054
SCHAUERHAMER MARY ANN	MASG-2043
SCHMADEKA VICKEY	MAS-2130
SLAGLE CAROL	MAS-2092
SONG YING	MAS-1955
STANDLEY REBECCA LYNNE	MAS-2099
STEELE TERESA	MASG-2138
STEPHENS CHRISTY	MASG-2125
STORCK JUDITH FAYE	MASG-1971
THOMAS JORDAN	MASG-2104
THOMPSON C A	MASG-2073
THOMPSON GLORIA	MASG-2072
TREBIZO DEMIROSE CAROL	MASG-2142
TURNER JULIE L	MAS-2046
TURNER KARRIE MICHELL	MASG-2094
VANZANT CHRISTINA AUDREY	MAS-2095
WEBB RHYANNON	MASG-2096
WELCH AMANDA RAE	MASG-2082
WILKERSON HOLLY JOY	MASG-2089
WILLEY KIM ALISON	MASG-2061
WILLIAMS BOBBI L	MASG-2045
WILLIAMS RYAN	MAS-1915

It was seconded by Ms. King. Motion carried.

The Board requested that a warning letter be sent to anyone approved for licensure if there is evidence they had been practicing Massage Therapy without a license after the July 1, 2013 deadline for licensure.

**NEXT MEETING** was scheduled for June 30, 2014 at 8:00 AM.



## ADJOURNMENT

Ms. King made a motion to adjourn the meeting at 5:03. It was seconded by Ms. Chatburn. Motion carried.

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Gayla Nickel, Chair

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Ione C Springer

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Paul J Weston

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Gail L. King

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Linda A Chatburn

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Tana Cory, Bureau Chief